



TOM TINDALL
Director

County of Los Angeles
INTERNAL SERVICES DEPARTMENT

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"To enrich lives through effective and caring service"

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June 06, 2012

The Honorable Board of Supervisors
County of Los Angeles
383 Kenneth Hahn Hall of Administration
500 West Temple Street
Los Angeles, California 90012

Dear Supervisors:

**ORDINANCE AMENDING TRANSITIONAL JOB
OPPORTUNITIES PREFERENCE PROGRAM
(ALL SUPERVISORIAL DISTRICTS)
(3 VOTES)**

SUBJECT

Approve an Ordinance amending Title 2, Chapter 2.205 of the Los Angeles County Code, Transitional Job Opportunities Preference Program.

IT IS RECOMMENDED THAT YOUR BOARD:

1. Approve an Ordinance amending Title 2, Chapter 2.205 of the Los Angeles County Code, Transitional Job Opportunities Preference Program, increasing the preference for nonprofit organizations that provide transitional employment services from five percent to eight percent, with the preference percentage increase in countywide solicitations to become effective on August 1, 2012; and
2. Clarify the administration of the Transitional Job Opportunities Preference Program.

PURPOSE/JUSTIFICATION OF RECOMMENDED ACTION

On May 1, 2012, your Board directed the Internal Services Department (ISD) to work with County Counsel to: (1) Prepare an amendment to the Transitional Job Opportunities Preference (TJOP) Program Ordinance to increase the cost percentage afforded to nonprofit entities that provide transitional job opportunities from five to eight percent in solicitations for County contracts or purchase orders; (2) return to the Board with the amended Ordinance for approval within 30 days; and (3) develop implementation instructions for County departments to implement the program change(s) by August 1, 2012.

The County's TJOP program is designed to assure that all businesses, including nonprofit businesses that provide transitional employment services, are provided equal opportunities in County purchasing and contracting activities.

The proposed ordinance amendment provides for an increase in price or scoring preference to bids and proposals from nonprofit organizations that provide transitional employment services from five percent to eight percent. It also clarifies the administration of TJOP program by removing references to the Office of Affirmative Action Compliance, and identifies ISD as the responsible department.

If approved by your Board, the proposed amendment will be implemented in countywide solicitations effective August 1, 2012. This will provide ISD sufficient time to update the website and departmental instructions and training materials, and to coordinate the implementation of the process change among all County departments.

Implementation of Strategic Plan Goals

Approval of the amended Ordinance will further the County's Strategic Plan Goal of Organizational Effectiveness by ensuring that service delivery systems are efficient, effective and goal-oriented.

FISCAL IMPACT/FINANCING

Over the past three fiscal years, six TJOP program nonprofit organizations have participated in 12 County solicitations. A participating nonprofit received an award in four of these solicitations. No additional costs resulted from selecting a TJOP program bid over a lower bid from another business.

ISD believes that increasing the TJOP program to eight percent may generate additional participation by businesses that provide transitional employment services, and the higher (8%) preference amount may increase awards to these businesses. ISD estimates the overall countywide costs under an eight percent bid preference to be minimal. The impact on net County cost would be variable based on actual bid experience.

FACTS AND PROVISIONS/LEGAL REQUIREMENTS

This Ordinance amendment has been approved as to form by County Counsel.

IMPACT ON CURRENT SERVICES (OR PROJECTS)

The Ordinance amendment will enhance existing contracting and purchasing policies and procedures while providing guidance that is consistent with your Board's direction.

Respectfully submitted,

A handwritten signature in dark ink that reads "Tom Tindall". The signature is written in a cursive, flowing style.

TOM TINDALL

Director

TT:JS:j

Attachment

Enclosures

c: Chief Executive Officer
County Counsel
Executive Officer, Board of Supervisors
Deputy CEO



COUNTY OF LOS ANGELES
OFFICE OF THE COUNTY COUNSEL

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JOHN F. KRATTLI
Acting County Counsel

May 7, 2012

Tom Tindall, Director
Internal Services Department
1100 N. Eastern Avenue
Los Angeles, California 90063

**Re: Ordinance Amending Title 2 – Administration of the Los Angeles
County Code**

Dear Mr. Tindall:

As directed by Board motion of May 1, 2012, we have prepared the above-referenced ordinance to revise the County Code, Title 2, Transitional Job Opportunities Preference Program, to increase the awarded preference from five percent to eight percent and to clarify administration of the preference program. Revisions have been made to the following sections:

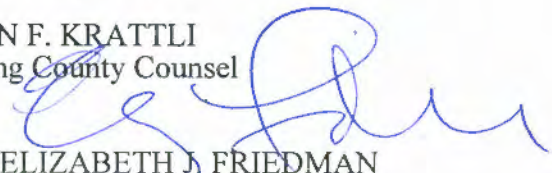
- Section 2.205.040 - Administration.
- Section 2.205.060 - Responsibilities and standards.

The enclosed analysis and ordinance may be presented to the Board of Supervisors for its consideration.

Very truly yours,

JOHN F. KRATTLI
Acting County Counsel

By


ELIZABETH J. FRIEDMAN
Principal Deputy County Counsel
Contracts Division

APPROVED AND RELEASED:


JOHN F. KRATTLI
Acting County Counsel

EJF:gh

Enclosures

c: Sachi A. Hamai, Executive Officer
Board of Supervisors

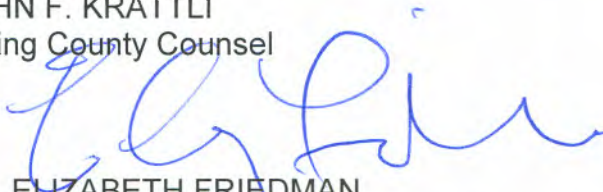
ANALYSIS

This ordinance amends Title 2 – Administration of the Los Angeles County Code
by:

- Increasing the Transitional Job Opportunities Preference from five percent (5%) to eight percent (8%); and
- Clarifying the administration of the Transitional Job Opportunities Preference Program.

JOHN F. KRATTLI
Acting County Counsel

By



ELIZABETH FRIEDMAN
Principal Deputy County Counsel
Contracts Division

EJF:gjh

05/3/12 Requested
05/4/12 Revised

ORDINANCE NO. _____

An ordinance amending Title 2 - Administration of the Los Angeles County Code, to increase the Transitional Job Opportunities Preference from five percent (5%) to eight percent (8%); and to clarify the administration of the Transitional Job Opportunities Preference Program.

The Board of Supervisors of the County of Los Angeles ordains as follows:

SECTION 1. Section 2.205.040 is hereby amended to read as follows:

2.205.040 Administration.

The Chief Executive Officer with the assistance of County Counsel, the Internal Services Department, and the Equal Employment Compliance Officer, shall issue interpretations of the provisions of this chapter, and the Internal Services Department shall issue written instructions on the implementation and ongoing administration of this chapter. Such instructions may provide for the delegation of functions to other departments.

SECTION 2. Section 2.205.060 is hereby amended to read as follows:

2.205.060 Responsibilities and standards.

A. In order to facilitate the participation of transitional employers in county purchases of goods and services, departments shall provide for transitional employer preferences in their purchase of goods and services where responsibility and quality are equal.

B. In solicitations where an award is to be made to the lowest responsible bidder meeting specifications, the preference to the transitional employer shall be

~~five~~eight percent (8%) of the lowest responsible bidder meeting specifications, determined according to the instructions issued by the ~~Chief Administrative Office~~Internal Services Department.

C. In solicitations where an award is to be made to the highest scored proposer based on evaluation factors in addition to cost/price, the preference to the transitional employer shall be ~~five~~eight percent (8%) of the cost/price component of the evaluation, determined according to the instructions issued by the ~~Chief Administrative Office~~Internal Services Department.

D. In order for a transitional employer to be eligible to claim the preference, the entity must request the preference in the solicitation response.

E. When an applicable statute limits the preference to the transitional employer at five percent (5%) or some other amount less than eight percent (8%), the applicable statute shall determine the preference amount.

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